

HOUSE BILL 2233
By Buck

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 4, relative to divorce actions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-4-107, is amended by designating the existing language as subsection (a) and by adding the following new subsections:

(b) If any issue concerning the verification of the petition is not raised at trial, each party waives the right to contest such issue on appeal.

(c) A divorce decree or order issued prior to the effective date of this act in which the bill or petition for such divorce did not include the affidavit of verification required by this section shall remain valid and the parties shall remain divorced. Likewise, all other issues resolved in the divorce decree, order or agreement such as distribution of marital property, alimony, child support and custody shall remain valid and in full force and effect.

SECTION 2. Tennessee Code Annotated, Section 36-4-103 is amended by adding the following language as a new subdivision to subsection (c):

(1) A divorce decree or order issued prior to the effective date of this act, in which the hearing for such divorce occurred before the specified time periods required by this subsection, shall remain valid and the parties shall remain divorced. Likewise, all other issues resolved in the divorce decree, order or agreement such as distribution of marital

property, alimony, child support and custody shall remain valid and in full force and effect.

SECTION 3. The provisions of this act are declared to be remedial in nature and the provisions of this act shall be liberally construed to effectuate its purposes.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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